

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O’Leary, Acting P.J., Aronson, J., and Ikola, J. M. Urena, Deputy Clerk attending.

G034374 AMERICAN CONTRACTORS INDEMNITY CO.
 v.
 COUNTY OF ORANGE

Merits. Cause called. Kenneth F. Weston argued for appellant. Leon J. Page, Deputy County Counsel argued for respondent. Cause submitted.

G034327 CORINTHIAN COLLEGES, INC. et al.
 v.
 PETER N. PRICE

Merits. Cause called. Sean T. Nguyen argued for appellants. Thomas E. Francis argued for respondent. Appellants and respondent to file supplemental letter briefs by 4:00 p.m. on April 28, 2005. Cause to be submitted on April 28, 2005.

G032995 RICHARD B. LEVINE, INC. et al.
 v.
 GERALD HIGASHI, CPA et al.

Merits. Cause called. Mary Lehman argued for appellants. Efren Compean argued for respondents. Cause submitted.

G034741 ARNOLD McMAHON et al.
 v.
 ORANGE COUNTY SUPERIOR COURT;
 RANCHO DEL MAR HOMEOWNERS ASSN.

Merits. Cause called. Norman A. Mathews argued for petitioner Elizabeth McMahon. Petitioner Arnold McMahon argued on his own behalf. Simon J. Freedman argued for real party in interest Palacio Del Mar Homeowner’s Association. Parties to submit to the court by 4:00 p.m. on April 28, 2005, copy of minute orders filed on October 20, 2004 and November 3, 2004, and any other orders that are not in the record. Cause to be submitted on April 28, 2005.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

G033911 KURT P. GROSSMAN et al.
 v.
 NMXS.COM INC.

Merits. Cause called. Peter T. Fagan argued for appellants. Kevin Bond argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., Moore, J., and Fybel, J. M. Urena, Deputy Clerk attending.

G033798 TRIPLE “R” SERVICE L.P.
 v.
 WILLIAM WATSON

Merits. Cause called. James E. Klinkert argued for appellants. Thomas A. Greco argued for respondent. Cause submitted.

G034294 HONG C. TRUONG
 v.
 ORANGE COUNTY SHERIFF’S DEPARTMENT et al.

Merits. Cause called. John L. Norman argued for appellant. Jorje Chica argued for respondents. Cause submitted.

G034056 JAMES J. TRAVERS et al.
 v.
 BEAR BRAND RANCH COMMUNITY ASSN.

Merits. Cause called. Steven R. Young argued for appellants. Lloyd W. Felver argued for respondent. Cause submitted.

G033940 FTR INTERNATIONAL INC.
 v.
 FERDINAND R. MALEK

Merits. Cause called. Appellant Ferdinand R. Malek made no appearance on her own behalf. Aren Kavcioglu submitted on his brief for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

G033923 HERSHORIN & HENRY
 v.
 JAMES H. DUNAVANT

Merits. Cause called. David. M. Hershorin argued for appellant. Bruce C. Gridley argued respondent. The court asked the parties to consider mediation in this matter. The parties stipulated to proceed in mediation. Cause to be submitted on June 1, 2005. If parties do not settle matter, opinion will be filed on June 1, 2005.

G033867 CALFARM INSURANCE CO.
 v.
 TADEUSZ KRUSIEWICZ et al.

Merits. Cause called. Peter Abrahams argued for appellant. Jeffrey Shields argued for respondents. Cause submitted.

G033458 GINA M. INHELDER
 v.
 GABRIEL LOPEZ et al.

Merits. Cause called. Robert S. Gerstein argued for appellant. David M. Rice argued for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

G033222 THE PEOPLE
 v.
 FRANK LINCOLN HAER

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033284 THE PEOPLE
 v.
 BRIAN JOSEPH DANCE

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033314 THE PEOPLE
 v.
 ADAN SANTANA ROLDAN

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033577 THE PEOPLE
 v.
 RAMON VALADEZ ROMERO

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033585 THE PEOPLE
 v.
 THEODORE V. KOZIAR

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

G033801 THE PEOPLE
 v.
 ANGEL JUAN MATTEOTTI

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033802 THE PEOPLE
 v.
 RICHARD PHU TRAN

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033809 THE PEOPLE
 v.
 TAMMARA LEE DRUMMOND

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033823 THE PEOPLE
 v.
 JAMES SUH

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G033898 THE PEOPLE
G033832 v.
G033849 CHARLES D. SCHWARZ

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

G034027 THOMAS M. EGGERS
 v.
 CANDACE A. EGGERS

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G034029 THE PEOPLE
 v.
 CANDICE G.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G034046 THE PEOPLE
 v.
 KEITH SCHWEIGERT

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G034116 THE PEOPLE
 v.
 ANTHONY HERNANDEZ CEDILLO

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G034202 THE PEOPLE
 v.
 ROBERT HARTLELY COLLINS

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

G034232 THE PEOPLE
 v.
 RUAL CASALES MENDOZA

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G034427 THE PEOPLE
 v.
 ELLEN LAVERNE WILKERSON

Not for publication

Opinion filed. Judgment affirmed.

O'Leary, J.

We concur: Sills, P.J.
 Aronson, J.

G034628 WADI HAMUD
 v.
 N&N SAFEWAY SHIPPING CO.

Order filed. The above entitled cause is ordered submitted this date.
Sills, P.J.

G034697 ORANGE COUNTY SOCIAL
 SERVICES AGENCY
 v.
 BELLA H.

Order filed. The above entitled cause is ordered submitted this date. (Cal.
Rules of Court, rule 37.4 (g)(3).)

Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 18, 2005 (Cont'd)**

G035357 JAMES WALLACE et al.
v.
CATHERINE CASS

Order filed. Having read and considered respondent's motion to dismiss and appellant's opposition thereto, and having concluded this court has no jurisdiction to entertain the appeal, the motion to dismiss is granted. The appeal is dismissed.

Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 19, 2005**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Moore, J., and Fybel, J. M. Urena, Deputy Clerk attending.

G034390 THE PEOPLE
 v.
 EDWARD FLORES GALLARDO

Merits. Cause called. Brian F. Fitzpatrick, Deputy District Attorney argued for appellant. Gerald J. Miller argued for respondent. Cause submitted.

G034239 BARBARA SIWECKI
 v.
 JANUSZ J. SIWECKI

Merits. Cause called. Barry M. Orlyn argued for appellant. Theodore Moraitis argued for respondent. Cause submitted.

G033560 STEPHEN W. SELLWOOD
 v.
 CAROL P. SELLWOOD

Merits. Cause called. Janice R. Mazur argued for appellant. Marjorie G. Fuller argued for respondent. Cause submitted.

G034387 KEVIN JONES
 v.
 HUMANSIZE CORPORATION

Merits. Cause called. Glenn S. Goldby argued for appellant. David N. Shaver argued for respondent. Cause submitted.

G034293 RANDOLPH McDONALD
 v.
 WORKERS' COMPENSATION APPEALS BOARD et al.

Merits. Cause called. Lawrence Hanna argued for petitioner. Dina L. Gray argued for respondent One Beacon Insurance. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 19, 2005 (Cont'd)**

G032419 ROBERT N. CARTER
 v.
 COUNTY OF ORANGE et al.

Merits. Cause called. Jeffrey L. Garland and Daniel R. Sullivan argued for appellants. Michael S. Morrison argued for respondent. Appellant to file a letter by 4:00 p.m. on April 26, 2005. Respondent may reply by 4:00 p.m. on May 3, 2005. Cause to be submitted on May 3, 2005.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 19, 2005 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., and Moore, J. M. Urena, Deputy Clerk attending.

G034203 MARK BOLING
 v.
 TRENDWEST RESORTS, INC.

Merits. Cause called. Appellant Mark Boling argued on his own behalf. Stacey L. Pratt argued for respondent. Cause submitted.

G034519 MARK BOLING
 v.
 TRENDWEST RESORTS, INC.

Merits. Cause called. Stacey L. Pratt argued for appellant. Respondent Mark Boling argued on his own behalf. Cause submitted.

G034416 ENDANGERED HABITATS LEAGUE INC. et al.
 v.
 RUTTER DEVELOPMENT CORP. et al.

Merits. Cause called. Richard A. Derevan argued for appellants. William D. Ross argued for respondent Rutter Development Corp. Jack W. Golden, Supervising Deputy County Counsel argued for respondents County of Orange et al. Cause submitted.

G033399 JEFFREY S. DAWSON
 v.
 JAMES TOLEDANO

Merits. Cause called. Appellant James Toledano argued on his own behalf. Donna Bader argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 19, 2005 (Cont'd)**

G033864 JEFFREY S. DAWSON
 v.
 DAVID E. WALD

Merits. Cause called. James Toledano argued for appellant. Donna Bader argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 20, 2005**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., O’Leary, J., and Aronson, J. O. Duarte, Deputy Clerk attending.

G034159 RICHARD SNYDER et al.
 v.
 JOHN W. BEN

Merits. Cause called. William L. Thomlinson argued for appellant. Richard A. Jorgensen argued for respondents. Cause submitted.

G033331 JUAN HERNANDEZ et al.
 v.
 THOMAS FRIEL et al.

Merits. Cause called. Robert W. Jackson argued for appellants. Richard H. Coombs argued for respondents. Submission deferred at this time.

G033227 EDWARD ALOSIO
 v.
 CAROLYN J. ALOSIO

Merits. Cause called. Benjamin P. Pugh argued for appellant. Richard A. Derevan argued for respndent. Cause submitted.

G034324 MICHAEL HALTOM
 v.
 SOUTHLAND TITLE OF
 ORANGE et al.

Merits. Cause called. Robert G. Johnson argued for appellant. Kenneth D. Klein argued for respondents. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 20, 2005 (Cont'd)**

G034688 EAST WEST BANK, INC.
 v.
 WASTE TECHNOLOGIES
 INTERNATIONAL et al.

Merits. Cause called. Paul J. Watford argued for appellant. John F. Fitzmaurice argued for respondents. Cause submitted.

G031578 LINCOLN MOBILEHOME
G031707 OWNERS LEAGUE CH. 294 et al.
G031768 v.
 BENDETTI MANAGEMENT
 GROUP et al.

Merits. Cause called. Robert A. Olson argued for appellants and cross-respondents. Elvi J. Olesen argued for respondents and cross-appellants. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 20, 2005 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Aronson, J., and Ikola, J. O. Duarte, Deputy Clerk attending.

G033258 FRIEDMAN PROFESSIONAL
 MANAGEMENT CO., INC. et al.
 v.
 BLUE SHIELD OF CALIFORNIA et al.

Merits. Cause called. David J. Ozeran argued for appellants Blue Shield of California et al. Robert K. Scott argued for appellants Friedman Professional Management et al. Cornelius P. Bahan argued for respondents Jennifer L. Hamel et al. and Barbara M. Reardon argued for respondent The Doctor's Co. Cause submitted.

G033539 TOMMY W. ROSS
 v.
 ROGER S. HANSON

Merits. Cause called. Appellant not present. Respondent Roger S. Hanson argued on his own behalf. Cause submitted.

G033979 ZURICH SPECIALTIES
 LONDON LTD.
 v.
 GEMINI INSURANCE
 COMPANY et al.

Merits. Cause called. Howard Wollitz argued for appellant Geminni Insurance Company. Bryan M. Weiss argued for appellant American Safety Risk Retention. James M. McFaul argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 20, 2005 (Cont'd)**

G033307 RHONDA HADFIELD
 v.
 CITY COUNSEL OF THE CITY
 OF FULLERTON et al.

Merits. Cause called. Russell J. Cole argued for appellant. David C. Larsen argued for respondents. Cause submitted.

G034022 HOWARD RICH
 AS TRUSTEE
 v.
 HOMECOMINGS FINANCIAL
 NETWORK et al.

Merits. Cause called. Michael D. May argued for appellant. Jan T. Chilton argued for respondents. Cause submitted.

G033976 SUSANNE BALL
 v.
 BLUE CROSS OF CALIFORNIA

Merits. Cause called. J. David Franklin argued for appellant. Cheryl A. Orr argued for respondent. Cause submitted.

G033694 GRACE FONTANA
 v.
 ST. JOSEPH HOSPITAL
 OF ORANGE

Merits. Cause called. Michael S. Morrison argued for appellant. Heather D. McNeill argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 20, 2005 (Cont'd)**

G033593	THE PEOPLE v. MIGUEL VALDOVINOS	Not for publication
	Opinion filed. Judgment affirmed as modified.	
	We concur: Rylaarsdam, Acting P.J. Fybel, J.	Bedsworth, J.
G033644	ANTONIO MEDINA et al. v. DOWNEY SAVINGS AND LOAN ASSOCIATION	
	Opinion filed. Judgment affirmed.	
	We concur: Bedsworth, Acting P.J. Aronson, J.	Ikola, J.
G034038	DIANE TUCKER v. AT&T WIRELESS SERVICES, INC.	Not for publication
	Opinion filed. Order vacated and remanded with directions.	
	We concur: Bedsworth, Acting P.J. Moore, J.	Fybel, J.
G033810 G034728	GLENN DAVIS et al. v. DAVID HAMEDAY	
	Order filed. Petition for rehearing denied.	
	We concur: Rylaarsdam, Acting P.J. Fybel, J.	Moore, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 20, 2005 (Cont'd)**

G034095	DAVID McCULLOCH v. MEDICAL CAPITAL HOLDINGS, INC. et al.	Not for publication
	Opinion filed. Order reversed.	
	We concur: O’Leary, Acting P.J. Ikola, J.	Aronson, J.
G034465	THE PEOPLE v. GREGORY CHARLES DUNHAM	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. Fybel, J.	O’Leary, J.
G034566	ORANGE COUNTY SOCIAL SERVICES AGENCY v. KELLY C.	Not for publication
	Opinion filed. Order affirmed.	
	We concur: Bedsworth, Acting P.J. Ikola, J.	Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 21, 2005**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., O’Leary, J., and Ikola, J. M. Urena, Deputy Clerk attending.

G033904 THE PEOPLE
 v.
 JESUS MARTINEZ-HERNANDEZ

Merits. Cause called. James M. Crawford argued for appellant. Kristen Chenelia argued for respondent. Daniel Rogers, Supervising Deputy Attorney General present. Cause submitted.

G032744 THE PEOPLE
 v.
 JUAN J. RUELAS

Merits. Cause called. Michael I. Garey argued for appellant. Andrew Mestman, Deputy Attorney General argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 21, 2005 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Bedsworth, J., and Fybel, J. M. Urena, Deputy Clerk attending.

G034200 THE PEOPLE
 v.
 RICHARD A. VENZOR

Merits. Cause called. Benjamin L. Coleman argued for appellant. Daniel Rogers, Deputy Attorney General argued for respondent. Cause submitted.

G034546 THE PEOPLE
 v.
 SALVADOR MORA

Merits. Cause called. John W. Gehart argued for appellant. Morgan Hezlep, certified law student argued for respondent. Daniel Rogers, Supervising Deputy Attorney General present. Cause submitted.

G033319 THE PEOPLE
 v.
 DAVID SANDOVAL

Merits. Cause called. Michael I. Garey argued for appellant. Andrew Mestman, Deputy Attorney General argued for respondent. Cause submitted.

G033565 THE PEOPLE
 v.
 ADAN G. ROSALES

Merits. Cause called. Patricia Ihara argued for appellant. Dana Bohenek, Deputy Attorney General argued for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 21, 2005 (Cont'd)**

G032919 THE PEOPLE
 v.
 SURINDER S. PANSHI

Merits. Cause called. Richard L. Schwartzberg argued for appellant. Hardy Gold, Deputy Attorney General argued for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 21, 2005 (Cont'd)**

G032933	THE PEOPLE	Not for publication
	v.	
	JAMES MICHAEL YANCY	
	Opinion filed. Judgment affirmed.	
	We concur: Rylaarsdam, Acting P.J.	Fybel, J.
	Moore, J.	

**State of California, Court of Appeal
Fourth Appellate District, Division 3
April 22, 2005**

G033152 THE PEOPLE Not for publication
 v.
 CARLOS CERON and PALMIRA GALACHE

Opinion filed. Judgment affirmed.

Bedsworth, Acting P.J.

We concur: Moore, J.
 Fybel, J.

G033959 THE PEOPLE
 v.
 ARTHUR RAMIREZ et al.

Order filed. All parties having waived oral argument, the above entitled cause is hereby ordered submitted this date. Oral argument scheduled for May 18, 2005, at 1:00 p.m., is off calendar.

Sills, P.J.

G034622 THE PEOPLE
 v.
 JERRY DEAN TAULTON

Order filed. The above entitled cause is ordered submitted this date.

Sills, P.J.

G035306 RIMA JONES
 v.
 LAW OFFICES OF JONATHAN WINTERS et al.

Order filed. Appellant Rima Jones was advised that the court was considering dismissing the appeal on its own motion because it did not appear a final judgment or appealable order was ever entered. Appellant was invited to submit to this court a copy of the final judgment or appealable order filed below but has not done so. Therefore, the appeal is dismissed for lack of jurisdiction.

Sills, P.J.